

or ordinance that expresses a "commitment to recognize and evaluate flood hazards in all official actions and to take such other official action as reasonably necessary to carry out the objectives of the program" [44 CFR 59.22(a)(8)]. This is in addition to the general requirement that the community "take into account flood hazards to the extent that they are known in all official actions relating to land management and use" [44 CFR 60.1(c)]. One way communities can ensure that structures are reasonably protected is to require that the lowest floor (including basement) of the structure be elevated to or above the BFE designated for the site prior to issuance of the LOMR-F. Another way communities can ensure that structures are reasonably safe from flooding is to require that saturated soil conditions during a base flood event do not adversely impact structures.

Interim Procedures

We will process all LOMR-F requests received after the date of this notice as follows (these procedures will apply to single and multi-lot LOMR-F requests, which may involve one structure or multiple structures):

- Paragraph 65.5(a)(3) will apply to requests to remove unimproved land elevated by placement of engineered fill if a structure is not involved at the time of the application for a LOMR-F.
- Paragraph 65.5(a)(4) will apply to requests to remove land elevated by placement of engineered fill if a structure is involved at the site at the time of the application for a LOMR-F.
- We base a determination of whether a "structure is involved" on the date the building or other floodplain development permit was issued. As part of the community acknowledgement of the LOMR-F request on MT-1 Form 4, the community must indicate (in the comments section) whether a permit has been issued, or the requestor must indicate whether a permit has been issued. If the community has issued a permit, we will consider that a structure is involved and process the LOMR-F request under Paragraph 65.5(a)(4).
- We strongly encourage community officials to review permit applications for structures built after a LOMR-F is issued under paragraph 65.5(a)(3) to minimize flood damages. One way communities can ensure that structures are adequately protected is to require that the lowest floor (including basement) of the structure be elevated to or above the BFE designated for the site prior to issuance of the LOMR-F.
- We will not actively review previously issued determinations under § 65.5 for conformity with these interim

procedures. We will, however, review previously denied applications for a LOMR-F processed under paragraph 65.5(a)(4) upon written request. Such requests must include documentation on the date of "start of construction" for any structures located on the legally defined parcel that was the subject of the previously denied application for a LOMR-F.

- New LOMR-F requests and requests for LOMR-F redeterminations will be subject to the current fee schedule established in 44 CFR Part 72.

Future Actions by FEMA

We intend to address the issue of inconsistent treatment of structures under the two provisions for requesting a LOMR-F to remove unimproved land and land with structures from the SFHA. Our objectives are to ensure that flood damages are minimized and that the SFHA is identified in a consistent manner.

Dated: August 20, 1999.

Michael Armstrong,

Associate Director for Mitigation.

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FEDERAL MARITIME COMMISSION

Notice of Agreement(s) Filed

The Commission hereby gives notice of the filing of the following agreement(s) under the Shipping Act of 1984. Interested parties can review or obtain copies of agreements at the Washington, DC offices of the Commission, 800 North Capitol Street, N.W., Room 962. Interested parties may submit comments on an agreement to the Secretary, Federal Maritime Commission, Washington, DC 20573, within 10 days of the date this notice appears in the **Federal Register**.

Agreement No.: 202-011528-013.

Title: Japan/United States Eastbound Conference.

Parties: A.P. Moller-Maersk Line, American President Lines, Ltd., Hapag-Lloyd Container Line GmbH, Kawasaki Kisen Kaisha, Ltd., Mitsui O.S.K. Lines, Ltd., Nippon Yusen Kaisha, Orient Overseas Container Line, Inc., P&O Nedlloyd B.V., P&O Nedlloyd Limited, Sea-Land Service, Inc., Wallenius Wilhelmsen Lines AS.

Synopsis: The proposed modification would authorize the conference to reduce or eliminate the amount of funds to be maintained by each member to guarantee faithful performance during the conference suspension period.

Agreement No.: 301-200866-001.

Title: Broward-King Ocean Marine Terminal Agreement.

Parties: Broward County, Board of County Commissioners, King Ocean Service de Venezuela, S.A.

Synopsis: The proposed amendment extends the term of the agreement through June 14, 2002.

By Order of the Federal Maritime Commission.

Bryant L. VanBrakle,
Secretary.

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FEDERAL MARITIME COMMISSION

Ocean Transportation Intermediary License Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission applications for licenses as Non-Vessel Operating Common Carrier and Ocean Freight Forwarder—Ocean Transportation Intermediaries pursuant to section 19 of the Shipping Act of 1984 as amended (46 U.S.C. app. 1718 and 46 CFR 515).

Persons knowing of any reason why any of the following applicants should not receive a license are requested to contact the Office of Freight Forwarders, Federal Maritime Commission, Washington, DC 20573.

Non-Vessel-Operating Common Carrier and Ocean Freight Forwarder Transportation Intermediary Applicants:

Future Enterprises, Inc. d/b/a
Langham Transport Services, 7136
Zionsville Road, Indianapolis, IN
46268. Officers: John Willman,
Director (Qualifying Individual),
Cathy Langham, President

Vann F. Keefe, 1510 Talleyrand
Avenue, Jacksonville, FL 32206,
Sole Proprietor

Ocean Freight Forwarders—Ocean
Transportation Intermediary
Applicants:

Diane Eicher, 12121 Aneta Street,
Culver City, CA 90230, Sole
Proprietor

Bryant L. VanBrakle,
Secretary.

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